



08/31/00

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**UTILITY  
PATENT APPLICATION  
TRANSMITTAL**

(Only for new nonprovisional applications under 37 C.F.R. § 1.53(b))

Attorney Docket No. 8673-110 (8061-518 SJP/rs)

First Inventor or Application Identifier Eliana Peres

Title Multimedia Communications Resource...

Express Mail Label No. EL599449255US

**APPLICATION ELEMENTS**

See MPEP chapter 600 concerning utility patent application contents.

ADDRESS TO: Assistant Commissioner for Patents  
Box Patent Application  
Washington, DC 20231

1. ☒ \* Fee Transmittal Form (e.g., PTO/SB/17)  
(Submit an original and a duplicate for fee processing)
2. ☒ Specification [Total Pages 17]  
(preferred arrangement set forth below)
- Descriptive title of the Invention
  - Cross References to Related Applications
  - Statement Regarding Fed sponsored R & D
  - Reference to Microfiche Appendix
  - Background of the Invention
  - Brief Summary of the Invention
  - Brief Description of the Drawings (if filed)
  - Detailed Description
  - Claim(s)
  - Abstract of the Disclosure
3. ☒ Drawing(s) (35 U.S.C. 113) [Total Sheets 4]
4. Oath or Declaration [Total Pages 2]
- a. ☒ Newly executed (original or copy)
  - b. ☐ Copy from a prior application (37 C.F.R. § 1.63(d))  
(for continuation/divisional with Box 16 completed)
  - i. ☐ **DELETION OF INVENTOR(S)**  
Signed statement attached deleting  
inventor(s) named in the prior application,  
see 37 C.F.R. §§ 1.63(d)(2) and 1.33(b).

5. ☐ Microfiche Computer Program (Appendix)
6. Nucleotide and/or Amino Acid Sequence Submission  
(if applicable, all necessary)
- a. ☐ Computer Readable Copy
  - b. ☐ Paper Copy (identical to computer copy)
  - c. ☐ Statement verifying identity of above copies

**ACCOMPANYING APPLICATION PARTS**

7. ☒ Assignment Papers (cover sheet & document(s))
8. ☐ 37 C.F.R. § 3.73(b) Statement (when there is an assignee) ☒ Power of Attorney
9. ☐ English Translation Document (if applicable)
10. ☒ Information Disclosure Statement (IDS)/PTO-1449 ☒ Copies of IDS Citations
11. ☒ Preliminary Amendment
12. ☒ Return Receipt Postcard (MPEP 503)  
(Should be specifically itemized)
13. ☐ \* Small Entity Statement(s) ☐ Statement filed in prior application, Status still proper and desired (PTO/SB/09-12)
14. ☐ Certified Copy of Priority Document(s)  
(if foreign priority is claimed)
15. ☒ Other: Checks for \$690.00  
and \$40.00

**\* NOTE FOR ITEMS 1 & 13: IN ORDER TO BE ENTITLED TO PAY SMALL ENTITY FEES, A SMALL ENTITY STATEMENT IS REQUIRED (37 C.F.R. § 1.27), EXCEPT IF ONE FILED IN A PRIOR APPLICATION IS RELIED UPON (37 C.F.R. § 1.28).****16. If a CONTINUING APPLICATION, check appropriate box, and supply the requisite information below and in a preliminary amendment:**☐ Continuation ☐ Divisional ☐ Continuation-in-part (CIP) of prior application No: \_\_\_\_\_  
Prior application information: Examiner \_\_\_\_\_ Group / Art Unit: \_\_\_\_\_**For CONTINUATION or DIVISIONAL APPS only:** The entire disclosure of the prior application, from which an oath or declaration is supplied under Box 4b, is considered a part of the disclosure of the accompanying continuation or divisional application and is hereby incorporated by reference. The incorporation can only be relied upon when a portion has been inadvertently omitted from the submitted application parts.**17. CORRESPONDENCE ADDRESS**☐ Customer Number or Bar Code Label

(Insert Customer No. or Attach bar code label here)

or ☐ Correspondence address below

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| Signature         |            | Date                              | 8/31/00 |

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PATENT APPLICATION

Atty. Docket No. 8673-110(8061-518 SJP/rs)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Assistant Commissioner for Patents  
Washington, D.C. 20231

UTILITY APPLICATION FEE TRANSMITTAL

Sir:

Transmitted herewith for filing is the patent application of

Inventor(s): Eliana Peres

For: MULTIMEDIA COMMUNICATIONS RESOURCE MANAGEMENT  
CONTROL SYSTEM AND METHOD

Enclosed are:

[X] 11 page(s) of specification

[X] 1 page(s) of Abstract

[X] 5 page(s) of claims

[X] 4 sheets of drawings [X] formal [ ] informal

[X] 2 page(s) of Declaration and Power of Attorney

[X] An Assignment of the invention to Mitel Corporation

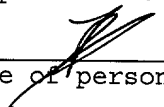
[X] Preliminary Amendment

CERTIFICATION UNDER 37 C.F.R. § 1.10

I hereby certify that this New Application Transmittal and the documents referred to as enclosed therein are being deposited with the United States Postal Service on this date August 31, 2000 in an envelope as "Express Mail Post Office to Addressee" Mail Label Number EL599449255US addressed to: Assistant Commissioner for Patents, Washington, D.C. 20231.

Frank Chau

(Type or print name of person mailing paper)

  
(Signature of person mailing paper)

[ ] This application claims the benefit under 35 U.S.C. §119(e) of U.S. Provisional Application(s) No(s) .:

APPLICATION NO(S) .:

FILING DATE

[X] Certified copy of applications

| <u>Country</u>       | <u>Appln. No.</u> | <u>Filed</u>          |
|----------------------|-------------------|-----------------------|
| <u>Great Britain</u> | <u>9920464.6</u>  | <u>31 August 1999</u> |

from which priority under Title 35 United States Code, § 119 is claimed

[ ] is enclosed.

[X] will follow.

The fees to be charged are to be based on the number of claims remaining as a result of the attached Preliminary Amendment.

CALCULATION OF UTILITY APPLICATION FEE

| For         | Number<br>Filed | Number<br>Extra | Rate       | Basic Fee |
|-------------|-----------------|-----------------|------------|-----------|
| Total       |                 |                 |            | \$ 690.00 |
| Claims*     | 17 - 20 =       | 0               | x \$ 18.00 | \$ .00    |
| Independent |                 |                 |            |           |
| Claims      | 3 - 3 =         | 0               | x \$ 78.00 | \$ .00    |
| Multiple    | [ ] yes         | Add'l. Fee      | \$260.00   | \$        |
| Dependent   |                 |                 |            |           |
| Claims      | [x] no          | Add'l. Fee      | None       | = \$      |
| TOTAL       |                 |                 |            | \$ 690.00 |

[ ] Verified Statement of "Small Entity" Status Under 37 C.F.R. § 1.27. Reduced fees under 37 C.F.R. § 1.9(f) (50% of total) paid herewith \$ .00.

\*Includes all independent and single dependent claims and all claims referred to in multiple claims. See 37 C.F.R. § 1.75(c).

- [X] A check in the amount of \$40.00 is enclosed for recording the attached Assignment.
- [X] A check in the amount of \$690.00 to cover the filing fee is attached.
- [ ] Charge fee to Deposit Account No. 50-0679. Order No. 50-0679. TWO (2) COPIES OF THIS SHEET ARE ENCLOSED.
- [X] Please charge any deficiency as well as any other fee(s) which may become due under 37 C.F.R. § 1.16 and 1.17, at any time during the pendency of this application, or credit any overpayment of such fee(s) to Deposit Account No. 50-0679. Also, in the event any extensions of time for responding are required for the pending application(s), please treat this paper as a petition to extend the time as required and charge Deposit Account No. 50-0679 therefor. TWO (2) COPIES OF THIS SHEET ARE ENCLOSED.

Date: 8/31/00

  
SIGNATURE OF ATTORNEY

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PATENT APPLICATION

Attorney Docket No. 8673-110 (8061-518 SJP/rs)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

**APPLICANT:** Eliana Peres  
**SERIAL NO:** Unassigned  
**FILED:** Concurrently Herewith  
**FOR:** MULTIMEDIA COMMUNICATIONS RESOURCE MANAGEMENT  
CONTROL SYSTEM AND METHOD

Assistant Commissioner for Patents  
Washington, D.C. 20231

PRELIMINARY AMENDMENT

Sir:

Prior to examination on the merits, please amend the above identified application  
as set forth hereinbelow:

IN THE CLAIMS:

Claim 15, line 1, change "claims 12, 13 or 14" to --claim 12--.

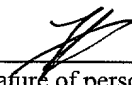
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CERTIFICATION UNDER 37 C.F.R. § 1.10

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Frank Chau

(Type or print name of person mailing paper)

  
(Signature of person mailing paper)

Please add the following new claims:

16. (New) The method of claim 13, wherein said desired quality of service is bandwidth.

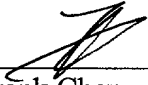
17. (New) The method of claim 14, wherein said desired quality of service is bandwidth.

**REMARKS**

Before examination of the above-identified application on the merits, kindly enter the present Preliminary Amendment.

Respectfully submitted,

F. CHAU & ASSOCIATES, LLP

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## Multimedia Communications Resource Management Control System and Method

### FIELD OF THE INVENTION

5           The present invention relates generally to the field of communications and more specifically to a system and method for management, allocation and control of resources with quality of service requirements in multimedia communications environments.

### 10 BACKGROUND OF THE INVENTION

One characteristic of multimedia is that it requires a high level of bandwidth to support communications. One problem when placing a multimedia call is that the communications pathway or network may not be able to provide the bandwidth required to support the call. This could result  
15 in a multimedia call with unacceptably low rate of communications throughout and a high number of delays. Alternately, the communications may just be refused. This results in caller frustration with callers receiving an indication that the call did not succeed and requiring the caller to keep trying to establish communications at a later occasion. A major reason that a caller  
20 may not be able to place a multimedia call is that the network does not have enough bandwidth to support the required quality of service for the communications at the point in time that the call is made. In this circumstance, without the availability of features to take further action, the caller would only receive an indication that the call has failed. The user is  
25 required to make a further attempt to establish the call at a later time. There is a requirement in the art for a system and method to assist a caller to find out when the network is capable or enabled to establish multimedia communications with a desired quality of service as required by the caller, and take further or alternative action when the desired quality of service is  
30 not available.

## SUMMARY OF THE INVENTION

With the present invention, users have the ability to be notified when the communications pathway has the capability to place the call according to the requested quality of service, and the call can be automatically placed at that time if the user desires. Quality of service (QOS) may be bandwidth as well as other features or aspects related to the service being provided. The present invention has numerous benefits. Callers do not establish connections where the quality of service is not adequate to support their requirements which saves resources. Furthermore, communication bandwidth is more effectively utilized with only properly supported calls enabled. This results in less caller frustration, and ultimately a higher level of call satisfaction. Furthermore, it allows for additional features to be supported, such as call back, camp-on etc. The present invention is implemented with one or more QOS management components which manage quality of service on the communications pathway including bandwidth. The QOS management components include at least one resource status databases, (also known as Management Information Bases or MIBs), which are databases that are constantly updated on the status of the communications pathway. The QOS management components may be embodied in a single hardware device or optionally embodied in multiple connected devices which include servers and their corresponding software. The QOS management function can be decentralized, to allow for scalability. The MIBs may also be decentralized, allowing for scalability and expansion, including different platforms and environments.

According to one aspect of the present invention there is provided: a system for management and control of multimedia communications resources comprising: a communications pathway; an originating multimedia computing device coupled to the communications pathway with desired quality of service requirements; (c) one or more destination multimedia computing devices coupled to the communications pathway; one or more quality of service management components coupled to the communications



pathway; wherein the quality of service management components determine communications pathway resource availability for multimedia communications with the desired quality of service requirements in response to a request from the originating multimedia computing device to establish  
5 communications with the destination multimedia computing devices.

According to a further aspect of the present invention there is provided: a method of management and control of resources for multimedia communications comprising the steps of: (a) generating a request from an originating multimedia computing device to a quality of service management  
10 component for establishment of multimedia communications with one or more destination multimedia communications devices over a communications pathway with a desired quality of service; (b) issuing a query of available service quality of resources from the quality of service management component to one or more resource status databases; (c) issuing replies from  
15 the resource status databases to the quality of service management component on the available service quality of resources; (d) processing the replies by the quality of service management component to determine availability of the desired quality of service with the features; (e) sending a positive or negative response to the originating multimedia desktop device  
20 from the quality of service management component corresponding to the request on the establishment of multimedia communications.

According to another aspect of the present invention there is provided: a method of management and control of resources for multimedia communications comprising the steps of: (a) generating a first request from an  
25 originating multimedia computing device to a communications server for establishment of multimedia communications with one or more destination multimedia communications devices over a communications pathway with a desired quality of service; (b) determining features of the multimedia communications for the desired quality of service by the communications  
30 server; (c) issuing a second request from the communications server to a quality of service management server for the desired quality of service with

the features; (d) issuing a query of available service quality of resources from the quality of service management server to one or more resource status databases; (e) issuing replies from the resource status databases to the quality of service manager on the available service quality of resources; (f) processing the replies by the quality of service manager to determine availability of the desired quality of service with the features; (g) generating a first response from the quality of service manager to the communications server in response to the second request; (h) sending a second response to the originating multimedia desktop device from the communications server in response to the first request on the establishment of multimedia communications.

#### BRIEF DESCRIPTION OF THE DRAWINGS

A detailed description of the preferred embodiments is provided herein below, with reference to the following drawings in which:

Figure 1 is a diagrammatic representation of a communications environment employing the system and method of the present invention;

Figure 2 is a diagrammatic representation of one example of the message flow between the components of Figure 1;

Figure 3 is a diagrammatic representation continuing the example of Figure 2 when the desired quality of service is available; and

Figure 4 is a diagrammatic representation continuing the example of Figure 2 when the desired quality of service is not available.

#### DETAILED DESCRIPTION OF THE PREFERRED EMBODIMENT

Figure 1 illustrates an environment 100 of the system and method of the present invention. In the preferred embodiment, environment 100 provides multimedia communications over a communications pathway such as network 101. The communications pathway could be any standard architecture and technology that would allow interconnection of devices capable of multimedia communication, such as a broadband Local Area Network (e.g. switched or shared Ethernet, ATM, a data LAN with an overlay

network to support voice and video traffic) and may include a gateway to a public network with matching capabilities in terms of bandwidth and signaling protocols, or devices within a cabinet communicating through a bus architecture.

5 Multimedia computing devices such as multimedia desktop 102 and 110 are coupled to network 101 and may include devices or peripherals such as telephones 104, 112 respectively for placing and receiving multimedia calls. Multimedia calls can be voice only calls but preferably can include combinations of data, images, sound and video and may involve multiple  
10 participants. Multimedia calls for each user may have various telephony call features such as call waiting, camp-on etc. When calls are placed or requested through multimedia desktop 102/110, they are requested with a desired quality of service. Multimedia desktop 102 and 110 may be a personal computer such as is well known in the art with an operating system  
15 supporting a graphical user interface or any such device well known in the art of similar capability. One example of such an operating system is Windows 95 from Microsoft, but other commercially available operating systems could be used. Multimedia desktop 102 and 110 also have multimedia desktop application software 106 and 114 running as a software  
20 application that provides multimedia call functions. Software applications that provide multimedia functions are well known in the art, and include such products as Microsoft™ Netmeeting. Multimedia desktop 102 and 110 each interface the caller with the network 101 during all phases of a call (establishment, maintenance, release). Multimedia desktop 102, 110 are  
25 capable of transmitting and receiving any combination of sound, voice, images, video, and data communication over the network 101.

Multimedia computing device 102/110 also has a quality of service (QOS) caller module 107/115 coupled to, linked to, or embedded in application software 106/114 for managing quality of service from the user  
30 perspective. In the preferred embodiment, QOS caller module 107/115 is an executable software program or library written in any suitable programming

language operating in cooperation with application 106/114 to provide caller QOS services, and for interfacing with QOS management components.

The environment 100 also includes one or more QOS management components for management of quality of service on the communications pathway. Such components include at least one resource status database operating on a processor device such as well known in the art under control of a software or firmware application process and may optionally include servers of various types with corresponding software. In a preferred embodiment, QOS management components include a communications server 120, a quality of management server 130 and a plurality of resource status databases 142, 144 and 146. Although the QOS management components in the preferred embodiment of Figure 1 are shown as embodied in multiple hardware components or devices, the invention does not require and is not limited to multiple hardware components or devices. All QOS management components may reside on a single device stored and running in memory as software or firmware processes under processor control.

Communication Server 120 is a device, coupled to network 101, for providing switching functions of multimedia communications on network 101. In a preferred embodiment, it is a server computer as is well known in the art running suitable commercially available communication application control server software 122 that supports the H.323 standard. As an alternative, communication server 120 may be a Private Branch Exchange (PBX) such as well known in the art provisioned with similar capabilities. Such communication server products are well known in the art. One example of such a product is the communication server available from Mitel Corporation of Kanata, Ontario, Canada. Communications server 120 also has a quality of service (QOS) comm module 123 coupled to, linked to or embedded in software 122. The communications server 120 interfaces with the multimedia desktop 102 and provides functions to allow the connection between multimedia devices such as multimedia desktop 102 and 110 that are connected to network 101. Communications server 120 not only provides the

basic call control functions, but also implements features (supplementary services) such as putting a call on hold, notifying a multimedia desktop that a second call is waiting to be presented, camp-on, call-back, etc. It may also determine the routing of a multimedia communication in response from a request from a multimedia desktop computing device. Minimum bandwidth and quality of service requirements may be stipulated by the communication server 120, by the desktop 102, 110 or alternatively by the application requesting the multimedia communications.

Quality of service management server 130 is a device or combination of devices coupled to network 101 that contains resource management software 132 for monitoring and reporting the resources available on the network 101. Resources managed may include bandwidth or other QOS features available on each of the components necessary for establishing the multimedia communications. The information managed by QOS management server 130 is network accessible and may include MIBs as described in further detail below. Resource management software 132 interfaces with QOS caller modules 107/115 and QOS comm module 123. Optionally a network monitor or sniffer product such as Net-X-Ray from Axial Systems could be used with an appropriate driver application as QOS management server 130.

Environment 100 also contains one or more resource status databases, such as MIB's 140, 142 and 144 coupled to network 101, or optionally directly coupled to QOS management server 130. MIBs 140, 142 and 144 are data bases containing information and are kept updated on bandwidth availability for various equipment on the various segments of network 101. In a preferred embodiment, MIBs may be any commercially available network accessible and programmable database management product such as Oracle or Ingres. They may be accessed and updated by QOS management server 130

Figure 2 shows the interaction between the software modules that reside on the various components of Figure 1. The arrows indicate a message being sent from one component to another, or processing done by a component. In the example of Figure 2, a user (user A) interacts with a

multimedia computing device such as multimedia computing device 102 of Figure 1 to start a multimedia call to establish a connection to a user (user B) at another multimedia computing device, such as multimedia computing device 110 of Figure 1. At step 202, the application software of the multimedia computing device originating the communication communicates with the call control software of the communication server, (such as communication server 120 of Figure 1) requesting that a new call be established with one or more other destination multimedia devices. Using the QOS caller module, the application software sends a QOS request to the QOS comm module of the communications server. The destination address (user B's multimedia computing device) and the desired quality of service required for the call are provided in the request. One example of a desired quality of service is bandwidth but it is obvious to one skilled in the art that other features or aspects could be provided. At step 204, the communication server software of communications server, processing the request through the QOS comm module, determines the features necessary to establish the communications. These features could include the specific routing of the call, as well as other aspects including call-back, campon, QOS requirements or any other call related feature. At step 206, the communication server software, through the QOS comm module, issues a request to the resource management software of a quality of service management server, (such as quality of service management server 130 of Figure 1) to check for the availability of resources, optionally including any necessary features. For example, the request could be for a certain bandwidth availability along a specific call route. At step 208, in response to the request, the resource management software of quality of service management server determines which resources would be necessary to complete the connection and queries the relevant databases which keep track, in real time, of the status and availability of the various devices along the communications route. Optionally, the resource management software of quality of service management server may tentatively reserve the necessary resources by updating any appropriate resource status databases (such as

resource database 140, 142 and 144 of Figure 1). At step 210, each of the resource status databases provides a response to the query regarding each of the required resources. At step 212, the resource management software of quality of service management server processes all of the replies to determine  
5 if all of the necessary resources are available at the desired level of service. At step 214, the resource management software of quality of service management server sends a reply through the QOS comm module to the communications server software on the availability of the resources at the desired quality of service. This reply could indicate that either all of the resources are available  
10 at the desired quality of service, or not. Using our example of bandwidth, the resource management software of quality of service management server software might report that the desired bandwidth is either available or not, along the entire communications route. At step 216, the communications server software sends a response using its QOS comm module back through  
15 the QOS caller module to the originating multimedia computing device on availability of resources. If the desired quality of service is available, then the multimedia communications device will establish the communications, as described with respect to Figure 3. If the desired quality of service is not available, then the multimedia computing device could either abandon the  
20 communications and report the reason to the user, or, at the user's request, invoke or take some other appropriate action, like initiating a callback when the resources are available, or camping on the communications, or redirecting the communications elsewhere, or take any other appropriate action. These features could be implemented on requests from either the communications  
25 server software or the multimedia communications device application software. The example of initiating a callback is described in further detail with respect to Figure 4.

Turning to Figure 3, the establishment of communications upon the receipt of a response 216 of Figure 2 that the desired quality of service is  
30 available is described in further detail. At step 302, with the knowledge that the quality of service is available, the multimedia computing device

application software through the QOS caller module generates a request through the QOS comm module to the communications server to start communications with the destination multimedia devices. At step 304, the communications server through the QOS comm module issues a request to the quality of service manager to allocate the resources at the desired quality of service. At step 306, the resource management software of quality of service management server sends a command to update the resource status databases for the appropriate resources to indicate the resources are in use. At step 308, the communications server software also issues the necessary commands to establish the connections to the desired destination multimedia devices. In this manner, the user of the originating multimedia computing device is assured that the appropriate resources are available for the communications.

Turning to Figure 4, the implementation of a further or alternate course of action on the receipt of a response 216 of Figure 2 that the desired quality of service is not available is illustrated in further detail. In the example of Figure 4, the user, through the appropriate interface on the multimedia device, indicates the desire to be "called back" when the communications can be established with the desired quality of service. While the example of Figure 4 illustrates a callback feature, other call features or alternate courses of action obvious to one skilled in the art, could be implemented in a similar manner. At step 402, the originating multimedia device application software, through the QOS call module generates a request to the communication server software QOS comm module to notify if and when the desired quality of service becomes available. At step 404, the communications server software, through the QOS comm module generates a request to the resource management software of quality of service management server to monitor the resource status databases until the desired quality of service become available. At step 406, the resource management software of quality of service management server send a query to each of the necessary resource status databases on the availability of the resources. At



step 408, the resource status databases provide their reply. At step 410, the resource management software of quality of service management server processes all of the replies to determine whether the desired quality of service from all of the devices is available. It continues to repeat steps 406, 408 and 5 410 until the desired quality of service is available. Once available, the resource management software of quality of service management server sends a response back through the QOS comm module to the communication server software that the desired quality of service is available. At step 414, the communications server software, through the QOS comm module sends a 10 response back to the originating multimedia device of availability of the desired quality of service. From this point, the communications can then be established, as described with respect to Figure 2.

In alternate embodiments where software processes are combined to run on a single device, communications of messages between software 15 processes can be performed using standard inter-process communication methods such as are well known in the art.

Although the invention has been described in terms of the preferred and several alternate embodiments described herein, those skilled in the art will appreciate other embodiments and modifications which can be made 20 without departing from the spirit and scope of the teachings of the invention. All such modifications are intended to be included within the scope of the claims appended hereto.

CLAIMS:

1. A system for management and control of multimedia communications resources comprising:
- 5 (a) communications pathway;
- (b) an originating multimedia computing device coupled to said communications pathway with desired quality of service requirements;
- (c) one or more destination multimedia computing devices coupled to said communications pathway;
- 10 (d) one or more quality of service management components coupled to said communications pathway;
- wherein said quality of service management components determines communications pathway resource availability for multimedia communications with said desired quality of service requirements in response
- 15 to a request from said originating multimedia computing device to establish communications with said destination multimedia computing devices.
2. The system of claim 1 wherein said quality of service management components includes at least one resource status database.
- 20
3. The system of claim 1 wherein said quality of service management components includes a plurality of resource status databases coupled to said communications pathway.
- 25 4. The system of claim 3 wherein said quality of service management components further includes at least one communications server coupled to said communications pathway; and at least one quality of service management server coupled to said communications pathway.

5. The system of claim 4 wherein said originating multimedia communications device and each said destination computing devices include executable software QOS caller modules.

5 6. The system of claim 4 wherein said communications server include executable software QOS comm modules.

7. The system of claim 1 wherein said desired quality of service includes bandwidth requirements.

10

8. A method of management and control of resources for multimedia communications comprising the steps of:

(a) generating a request from an originating multimedia computing device to a quality of service management component for establishment of multimedia communications with one or more destination multimedia communications devices over a communications pathway with a desired quality of service;

(b) issuing a query of available service quality of resources from said quality of service management component to one or more resource status databases;

(c) issuing replies from said resource status databases to said quality of service management component on said available service quality of resources;

(d) processing said replies by said quality of service management component to determine availability of said desired quality of service with said features;

(e) sending a positive or negative response to said originating multimedia desktop device from said quality of service management component corresponding to said request on said establishment of multimedia communications.

9. The method of claim 8 including the further step of establishing a connection with said originating multimedia communications device to said destination multimedia computing device to establish said communications at said desired quality of service upon receipt of said positive response.

5

10. The method of claim 8 including the further step of taking alternative action by said originating multimedia communications device upon receipt of said negative response.

10 11. The method of claim 10 wherein said alternative action includes employing a call back feature.

12. A method of management and control of resources for multimedia communications comprising the steps of:

15 (a) generating a first request from an originating multimedia computing device to a communications server for establishment of multimedia communications with one or more destination multimedia communications devices over a communications pathway with a desired quality of service;

20 (b) determining features of said multimedia communications for said desired quality of service by said communications server;

(c) issuing a second request from said communications server to a quality of service management server for said desired quality of service with said features;

25 (d) issuing a query of available service quality of resources from said quality of service management server to one or more resource status databases;

(e) issuing replies from said resource status databases to said quality of service manager on said available service quality of resources;

30 (f) processing said replies by said quality of service manager to determine availability of said desired quality of service with said features;

(g) generating a first response from said quality of service manager to said communications server in response to said second request;

(h) sending a second response to said originating multimedia desktop device from said communications server in response to said first request on said establishment of multimedia communications.

13. The method of claim 12 including the further steps of:

(i) generating a third request from said originating multimedia desktop device to said communications server to commence communications with said destination multimedia devices;

(j) generating an allocation request from said communications server to said quality of service manager to allocate said resources;

(k) generating an update request from said quality of service manager to said resource status databases to record the allocation of said resources;

(l) issuing a connection command from said communication server to said destination multimedia computing device to establish said communications.

14. The method of claim 12 including the further steps of:

(i) generating a third request from said originating multimedia desktop device to said communication server to notify when said desired quality of service becomes available;

(j) generating a fourth request from said communication server to said quality of service manager to monitor said resource status databases;

(k) monitoring said resource status databases until said resources become available;

(l) generating a third response from said quality of service manager to said communication server when said resources become available;

(m) generating a fourth response from said communications server to said originating multimedia device of availability of said desired quality of service.

- 5     15.     The method of claims 12, 13 or 14 wherein said desired quality of  
service is bandwidth.

[illegible]

Abstract

A system for management and control of multimedia communications resources comprising a communications pathway, an originating multimedia  
5 computing device coupled to the communications pathway with desired quality of service requirements, one or more destination multimedia computing devices coupled to the communications pathway, one or more quality of service management components coupled to the communications pathway, wherein the quality of service management components determines  
10 communications pathway resource availability for multimedia communications with the desired quality of service requirements in response to a request from the originating multimedia computing device to establish communications with the destination multimedia computing devices.

Figure 1

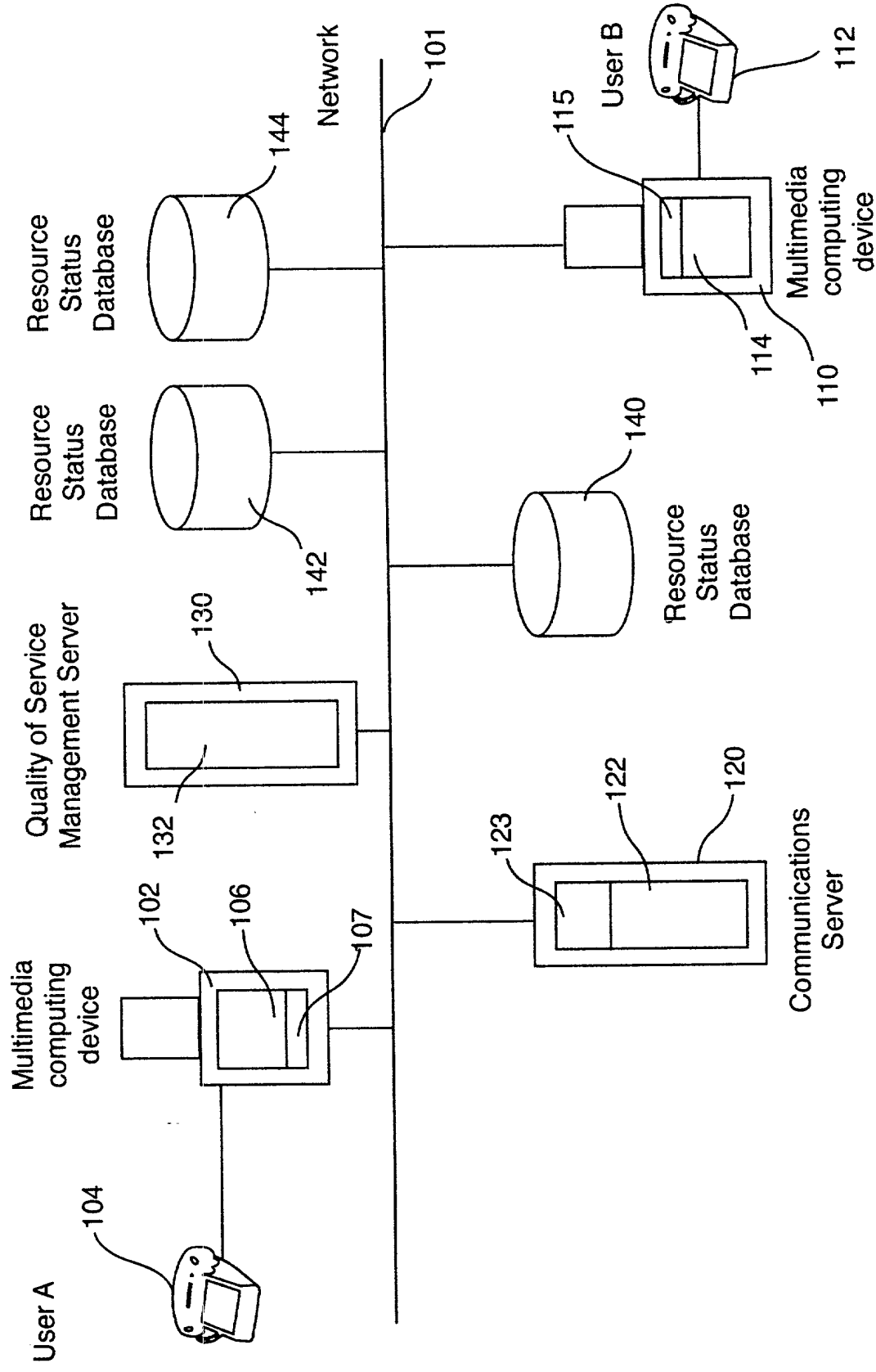




Figure 2

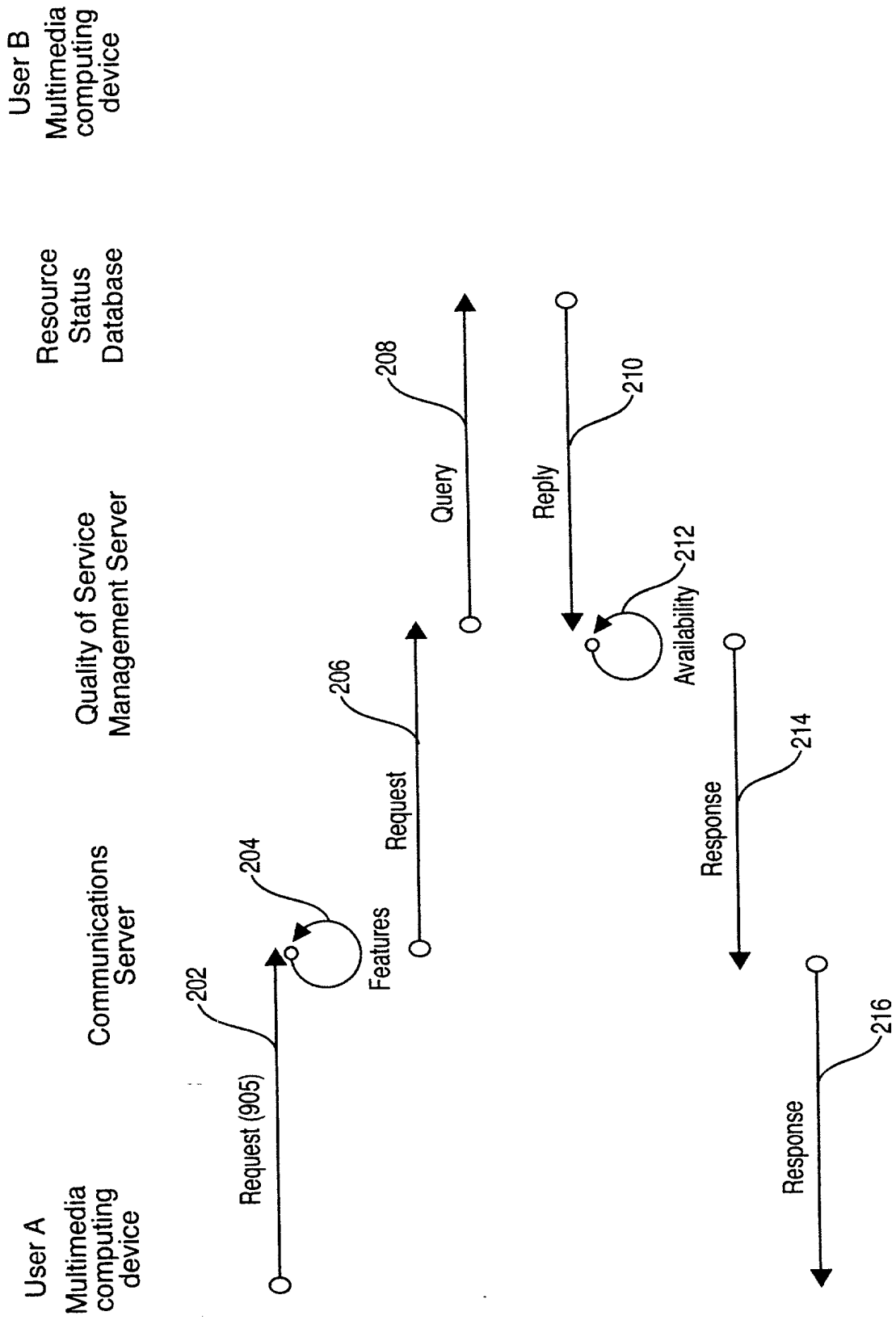


Figure 3

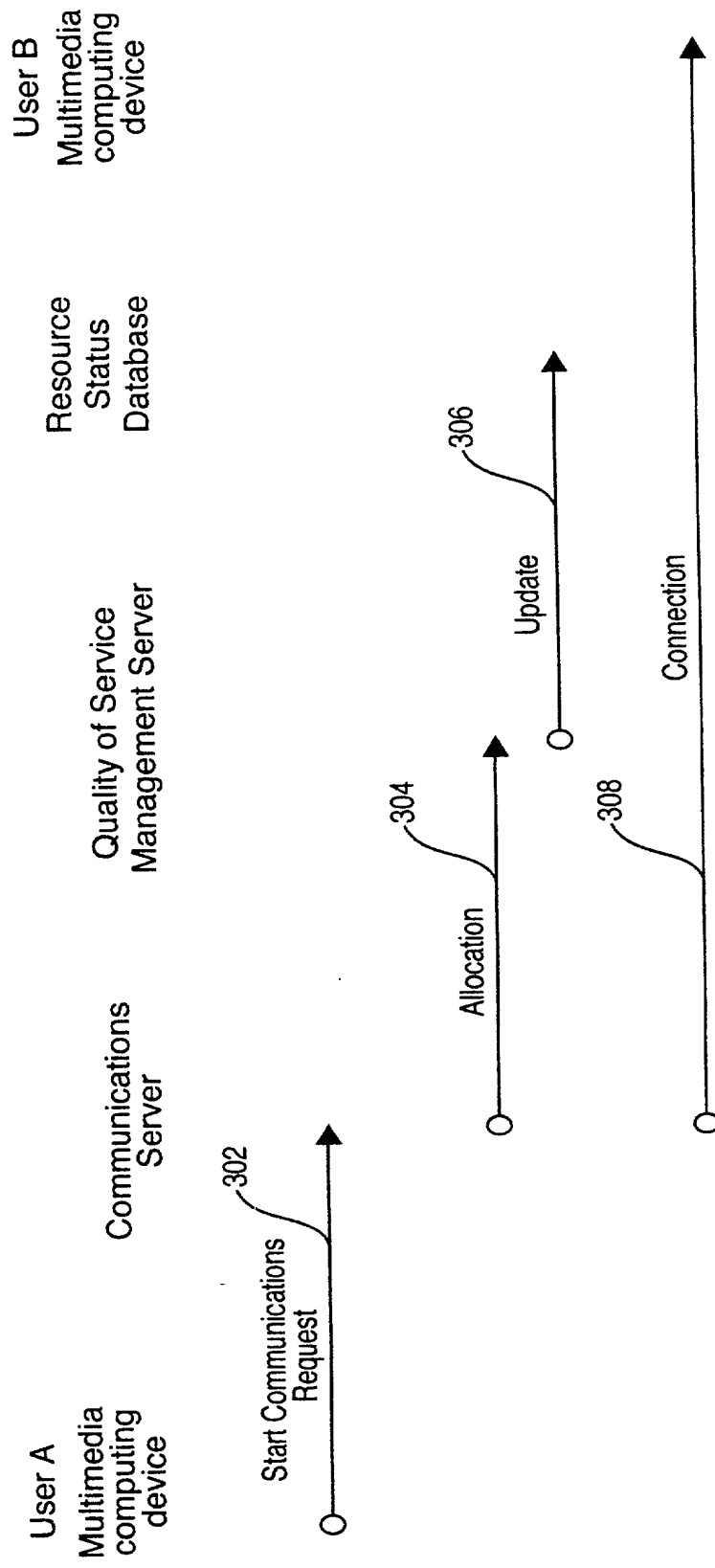
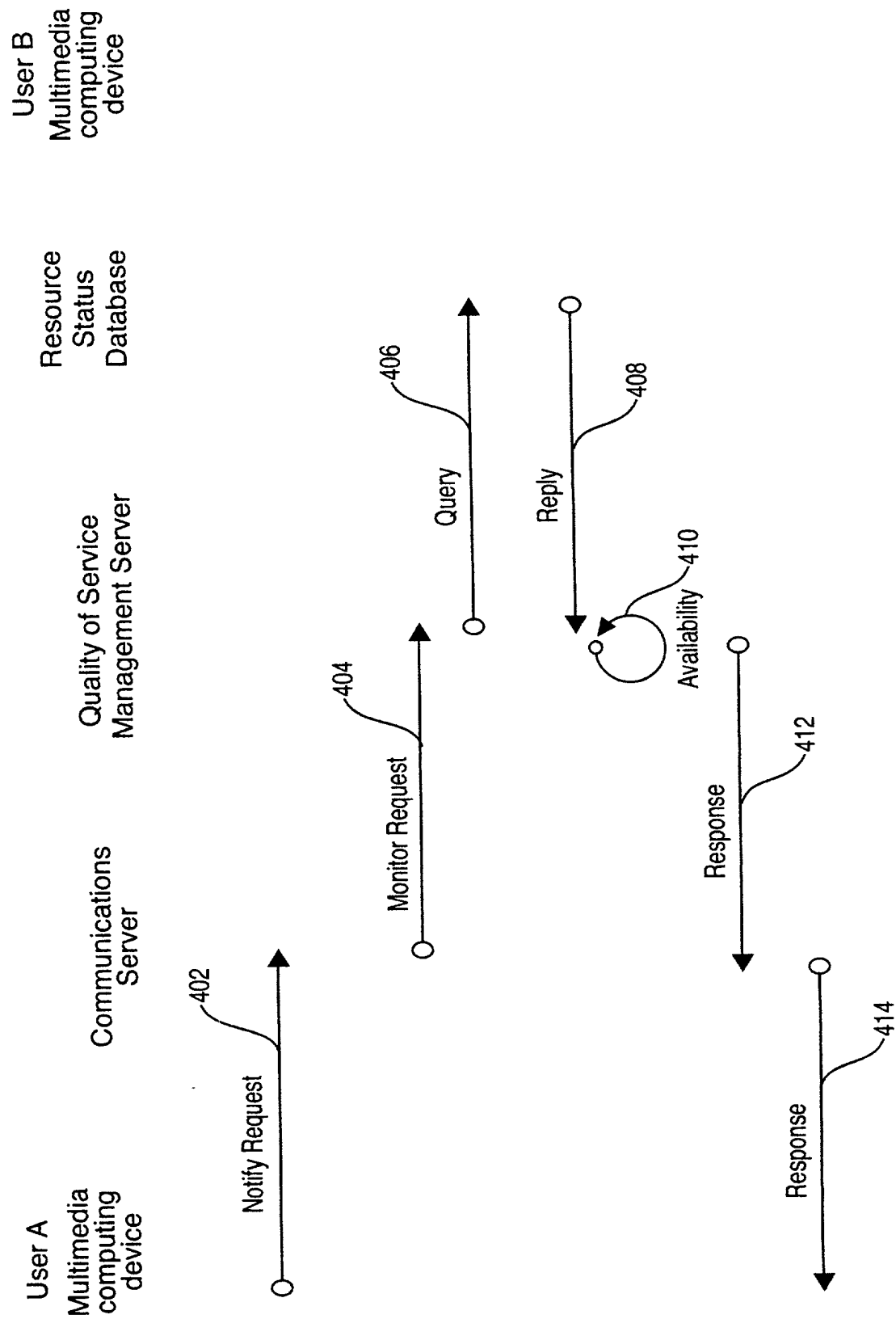


Figure 4



AS A BELOW NAMED INVENTOR, I hereby declare that:

My residence, post office address and citizenship are as stated next to my name.

I believe that I am an original, first and joint inventor (*if plural names are listed below*), of the subject matter which is claimed and for which a patent is sought on the invention entitled:

**TITLE: MULTIMEDIA COMMUNICATIONS RESOURCE MANAGEMENT CONTROL SYSTEM AND METHOD**

the specification of which either is attached hereto or indicates an attorney docket no. 8673-110 (8061-518 SJP/rs), or:

☐ was filed in the U.S. Patent & Trademark Office on \_\_\_\_\_ and assigned Serial No. \_\_\_\_\_,

☐ and (*if applicable*) was amended on \_\_\_\_\_,

I hereby state that I have reviewed and understand the contents of the above-identified specification, including the claims, as amended by any amendment referred to above. I acknowledge the duty to disclose information which is material to patentability and to the examination of this application in accordance with Title 37 of the Code of Federal Regulations §1.56. I hereby claim foreign priority benefits under Title 35, U.S. Code §119(a)-(d) or §365(b) of any foreign application(s) for patent or inventor's certificate, or §365(a) of any PCT international application which designated at least one country other than the United States, listed below and have also identified below any foreign applications for patent or inventor's certificate having a filing date before that of the application on which priority is claimed:

|                      |                      |                        |                          |
|----------------------|----------------------|------------------------|--------------------------|
| <u>9920464.6</u>     | <u>Great Britain</u> | <u>31 August 1999</u>  | <b>Priority Claimed:</b> |
| (Application Number) | (Country)            | (Day/Month/Year filed) | Yes [X] No [ ]           |
| _____                | _____                | _____                  | Yes [ ] No [ ]           |
| (Application Number) | (Country)            | (Day/Month/Year filed) |                          |

I hereby claim the benefit under Title 35, U.S. Code, §120 of any United States application(s), or §119(e) of any United States provisional application(s), or §365(c) of any PCT International application designating the United States, listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States or PCT International application(s) in the manner provided by the first paragraph of Title 35, U.S. Code, §112, I acknowledge the duty to disclose information material to patentability as defined in Title 37, The Code of Federal Regulations, §1.56(a) which became available between the filing date of the prior application and the national or PCT international filing date of this application:

|                             |               |  |
|-----------------------------|---------------|--|
| _____                       | _____         | _____                                  |
| (Application Serial Number) | (Filing Date) | (STATUS: patented, pending, abandoned) |

|                             |               |  |
|-----------------------------|---------------|--|
| _____                       | _____         | _____                                  |
| (Application Serial Number) | (Filing Date) | (STATUS: patented, pending, abandoned) |

I hereby appoint the following attorneys: **FRANK CHAU**, Reg. No. 34,136; and **JAMES J. BITETTO**, Reg. No. 40,513; **FRANK V. DeROSA**, Reg. No. 43,584; **GASPARE J. RANDAZZO**, Reg. No. 41,528; and **SUSAN PAIK**, Reg. No. 46,347, each of them of **F. CHAU & ASSOCIATES, LLP**, 1900 Hempstead Turnpike, Suite 501, East Meadow, New York 11554 to prosecute this application and to transact all business in the U.S. Patent and Trademark Office connected therewith and with any divisional, continuation, continuation-in-part, reissue or re-examination application, with full power of appointment and with full power to substitute an associate attorney or agent, and to receive all patents which may issue thereon, and request that all correspondence be addressed to:

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I HEREBY DECLARE that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under §1001 of Title 18 U.S. Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

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Inventor's signature: \_\_\_\_\_ Date: \_\_\_\_\_

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Inventor's signature: \_\_\_\_\_ Date: \_\_\_\_\_

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